

# HOUSE BILL No. 4668

May 24, 2011, Introduced by Rep. Foster and referred to the Committee on Tax Policy.

A bill to amend 1897 PA 230, entitled

"An act to provide for the formation of corporations for the purpose of owning, maintaining and improving lands and other property kept for the purposes of summer resorts or for ornament, recreation or amusement, and to repeal all laws or parts of laws in conflict herewith; and to impose certain duties on the department of commerce,"

(MCL 455.1 to 455.24) by adding section 16a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1        SEC. 16A. (1) IF THE REAL PROPERTY OF A CORPORATION SUBJECT TO  
2        THIS ACT HAS BEEN PLATTED UNDER SECTION 20 AND LOTS HAVE BEEN  
3        LEASED TO STOCKHOLDERS UNDER SECTION 21, THE DIRECTORS MAY SUBMIT  
4        TO THE ASSESSOR OF THE LOCAL TAX COLLECTING UNIT IN WHICH THE  
5        CORPORATION'S REAL PROPERTY IS LOCATED A WRITTEN NOTICE, SIGNED BY  
6        THE SECRETARY, REQUESTING THAT ALL OF THE CORPORATION'S REAL  
7        PROPERTY BE ASSESSED RATABLY TO THE STOCKHOLDER LESSEES OF THOSE

1 LOTS. THE NOTICE MAY INCLUDE THE PERCENTAGES THE ASSESSOR SHALL USE  
2 TO ALLOCATE THE CORPORATION'S REAL PROPERTY AMONG THE STOCKHOLDER  
3 LESSEES AND THE CORPORATION. PERCENTAGES INCLUDED WITH THE NOTICE  
4 SHALL TOTAL 100%.

5 (2) IF A NOTICE IS SUBMITTED UNDER SUBSECTION (1), THE  
6 ASSESSOR SHALL ASSESS ALL PROPERTY TAXES COLLECTED UNDER THE  
7 GENERAL PROPERTY TAX ACT, 1893 PA 206, MCL 211.1 TO 211.155,  
8 RATABLY TO EACH LOT LEASED TO A STOCKHOLDER LESSEE. THE ASSESSMENT  
9 SHALL INCLUDE ANY IMPROVEMENTS TO THE LOT. EXCEPT AS OTHERWISE  
10 REQUIRED BY LAW, THE ASSESSMENT SHALL NOT INCLUDE IMPROVEMENTS  
11 COMMONLY USED BY THE CORPORATION'S STOCKHOLDERS.

12 (3) AS PROVIDED UNDER SECTION 27A OF THE GENERAL PROPERTY TAX  
13 ACT, 1893 PA 206, MCL 211.27A, AN ASSESSMENT ROLL CHANGE OR TAX  
14 ROLL CHANGE RESULTING FROM THE APPLICATION OF THIS SECTION IS NOT A  
15 TRANSFER OF OWNERSHIP.

16 Enacting section 1. This amendatory act does not take effect  
17 unless Senate Bill No.\_\_\_\_ or House Bill No. 4669(request no.  
18 01068'11 a) of the 96th Legislature is enacted into law.